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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hiroshi SUSAKI et al.

Group Art Unit : 1653

Appl. No. : 09/807,980
(U.S. National Stage of PCT/P99/06016)

Examiner : Jeffrey E. Russell

I.A. Filed : October 29, 1999

For : DDS COMPOUNDS AND METHOD FOR MEASUREMENT THEREOF

ELECTION

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This paper is responsive to the Requirement for Restriction mailed from the Patent and Trademark Office May 30, 2002, in the above application. Inasmuch as the one-month shortened statutory period was set in the Office Action to expire on June 30, 2002, this election is being filed in a timely manner and no Extension of Time is deemed necessary. However, if the Patent and Trademark Office deems an Extension necessary, the same is hereby requested and the Commissioner is hereby authorized to charge any necessary fees to maintain the pendency of this application, such as any necessary extension of time fees, to Deposit Account No. 19-0089.

Summary of Restriction Requirement

The Restriction Requirement states that the Examiner has determined that claim 33 is generic to a plurality of disclosed patentably distinct sequences comprising: (1) Gly-Gly-Phe-Gly; and (2) Gly-Gly-Gly-Phe.

The Examiner has therefore required that Applicants elect a single disclosed sequence.

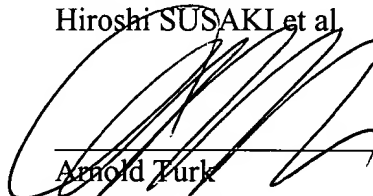
Election

In response to the Restriction Requirement, Applicants elect the sequence (1)Gly-Gly-Phe-Gly, without traverse.

Applicants note that the Examiner states that claims 1-38 are generic. Applicants respectfully request that upon allowance of a generic claim, the non-elected sequence be rejoined.

If the Examiner has any questions, or wishes to discuss this matter, the Examiner is respectfully invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,
Hiroshi SUSAKI et al.



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June 28, 2002
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